

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION - CINCINNATI**

JOSEPH A. HUBER,	:	Case No. 1:19-cv-473
	:	
Plaintiff,	:	Judge Matthew W. McFarland
	:	
vs.	:	
	:	
CORRECTION OFFICER BATES, et al.,	:	
	:	
Defendants.	:	

**ORDER ADOPTING REPORT AND RECOMMENDATION (DOC. 24),
DISMISSING CASE WITH PREJUDICE FOR WANT OF PROSECUTION,
AND TERMINATING CASE**

The Court has reviewed the Report and Recommendation (Doc. 24) of United States Magistrate Judge Karen L. Litkovitz, to whom this case is referred pursuant to 28 U.S.C. § 636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) has expired, hereby **ADOPTS** said Report and Recommendation. Accordingly, the Court rules as follows:

1. This case is **DISMISSED** with prejudice for want of prosecution pursuant to Fed. R. Civ. P. 41(b).
2. The Court **CERTIFIES** pursuant to 28 U.S.C. § 1915(a)(3) that for the foregoing reasons an appeal of this Court's Order would not be taken in good faith. *See McGore v. Wrigglesworth*, 114 F.3d 601 (6th Cir. 1997).

IT IS SO ORDERED.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO

By: /s/ Matthew W. McFarland
JUDGE MATTHEW W. McFARLAND